IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Respondent-Appellee,

vs.

MANUEL CALERO, Petitioner-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (FC-CR. NO. 01-1-2333)

ORDER DENYING APPLICATION FOR WRIT OF CERTIORARI (By: Moon, C.J., for the court1)

Petitioner-appellant Manuel Calero's application for writ of certiorari, filed December 29, 2004, is hereby denied.

DATED: Honolulu, Hawaiʻi, January 10, 2005.

Dwight C. H. Lum, for petitioner-appellant, on the writ

FOR THE COURT:

Chief Justice

 $^{^{\}mbox{\tiny 1}}$ Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.